

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

**The Regents of the University of California
and Eolas Technologies Incorporated,**

Plaintiffs,

VS.

Facebook, Inc.,

Defendant.

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Civil Action No. 6:12-cv-619

JURY TRIAL

UNOPPOSED MOTION TO DISMISS

Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, Plaintiffs The Regents of the University of California and Eolas Technologies Incorporated (“Plaintiffs”) file this Unopposed Motion to Dismiss, requesting that the Court dismiss Plaintiffs’ claims against Defendant WITH PREJUDICE with respect to the patents asserted in Plaintiffs’ Complaint: United States Patent Nos. 5,838,906, 7,599,985, 8,082,293, and 8,086,662; and dismiss WITHOUT PREJUDICE as to any claims Plaintiffs may have, now or in the future based on any other unasserted patents, including, without limitation, any patents to issue from Application No. 13/292,434, filed November 9, 2011, or related applications.

Respectfully submitted,

McKool Smith, P.C.

/s/ John B. Campbell

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EOLAS TECHNOLOGIES, INC.**

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). Local Rule CV-5(a)(3)(A).

/s/ John B. Campbell

John B. Campbell

CERTIFICATE OF CONFERENCE

The undersigned certifies that the parties met and conferred on the relief sought in this Motion. Defendant does not oppose the relief requested in this Motion.

/s/ John B. Campbell

John B. Campbell